

DECLARATION COMBINED WITH POWER OF ATTORNEY

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Attorney Docket No. 8431

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original and first inventor or inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled Method and Apparatus for the In-Vivo Treatment of Pathogens
the specification of which

(check [x] is attached hereto.
one) [] was filed on _____ as United States Application No. _____
or PCT International Application No. _____
and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>	<u>Priority Claimed</u>
(Number)	[] [] Yes No
(Country)	
(Day/Month/Year Filed)	

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

60/269,927	February 20, 2001	Application Serial No.	Filing Date
Application Serial No.	Filing Date	Application Serial No.	Filing Date

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s), or §365(c) of any PCT International application designating the United States of America, listed below:

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (If applicable)

As named inventor, I hereby appoint the registered practitioners associated with customer number to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO: Customer Number 27752

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Vladimir Gartstein
Inventor's signature _____

Date

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Full name of second inventor, if any Faiz Feisal Sherman
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Full name of third inventor, if any Ying Xu
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Date

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Full name of fourth inventor, if any Milan Marcel Jevtitch
Inventor's signature _____

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Full name of fifth inventor, if any Donald Carroll Roe
Inventor's signature _____

Date

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